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DOC #:
DATE FILED: 2/28/08

IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF NEW YORK

HALPERN DENNY FUND II, L.P., NEW
ENTERPRISE ASSOCIATES VI, LIMITED
PARTNERSHIP, and NEW ENTERPRISE
ASSOCIATES VII, L.P.,

Plaintiffs,

v.

MARK NEUENSCHWANDER,

Defendant.

Civil Case No. 07-CV-10443

STIPULATION TO DISMISSAL WITH PREJUDICE

The parties hereto, by their respective counsel, hereby give notice to this court per Fed. R. Civ. P. 41(a) that all claims by plaintiffs against defendant Mark Neuenschwander have been settled and this action may be dismissed with prejudice and without an award of costs or fees to any party.

DATED this 9th day of January, 2008.

By: 

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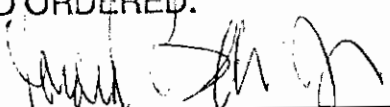
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By: 

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SO ORDERED:


Harold Baer, Jr., U.S.D.J.

SEADOCs:310447.1

2/26/08